

## REMARKS

The above Amendments and these Remarks are in reply to the Office Action mailed June 10, 2003. Claims 4-45 are pending in the current application.

### **I. Summary of the Examiner's Rejections**

Claims 38, 41 and 44 are rejected under 35 U.S.C. §112, first paragraph, as containing subject matter which was not described in the specification in such a way as to reasonably convey to one skilled in the relevant art that the inventor(s), at the time the application was filed, had possession of the claimed invention.

Claims 4-37, 39, 40, 42, 43 and 45 are rejected under 35 U.S.C. §103(a) as being unpatentable over U.S. Patent No. 6,148,260 to Musk et al. ("*Musk, et al.*") in view of U.S. Patent No. 5,543,789 to Behr et al. ("*Behr, et al.*").

### **II. Remarks**

#### **A. Rejection of Claims 38, 41 and 44 Under 35 U.S.C. §112, First Paragraph**

Claims 38, 41 and 44 stand rejected under 35 U.S.C. §112, first paragraph, as containing subject matter which was not described in the specification in such a way as to reasonably convey to one skilled in the relevant art that the inventor(s), at the time the application was filed, had possession of the claimed invention. In particular, Claims 38, 41 and 44, added by way of amendment in the April 23, 2003 Response to Office Action, each recite in part that, "said

remote access server obtains said data from said base device ... via at least one request initiated by said base device.”

Applicant respectfully submits that support exists in the current application as filed. However, the current application incorporates by reference a copending application entitled METHOD AND APPRATUS FOR A SECURE REMOTE ACCESS SYSTEM, filed July 19, 2000, having attorney docket number MONG-00-002 (referred to herein as the “002 Application”). The 002 Application provides additional and express support for the claim limitations in question. The current application has been amended to expressly recite portions of the 002 Application relating to the remote access server obtaining data from the base device via at least one request initiated by the base device, as well as other features of the base device.

It is respectfully submitted that the present application, both prior to and after amendment, provides support for the invention recited in Claims 38, 41 and 44 sufficient to comply with 35 U.S.C. §112, first paragraph. It is therefore respectfully requested that the rejection on these grounds be withdrawn.

B. Rejection of Claims 4-36 Under 35 U.S.C. § 103(a)

Claims 4-37, 39, 40, 42, 43 and 45 are rejected under 35 U.S.C. §103(a) as being unpatentable over *Musk, et al.* in view of *Behr, et al.* Applicant respectfully traverses the rejection as follows.

*Musk, et al.* teaches a network accessible service that integrates both a business directory and a map database. Col. 1, lines. 32-34. User computer system 1 interfaces over Internet link 14 to software and database central server system 16. Col. 2, lines. 16-19, Fig. 1. A user

initiates a search request to server 16. Server 16 performs the search and generates a map that is sent to the user. Col. 2, lines. 58-62, Fig. 3.

*Behr, et al.* teaches a method of providing route guidance information to a mobile unit in response to a request from the mobile unit. Col. 2, lines. 50-52. System 10 includes unit 12 and a plurality of remote units arranged to communicate with unit 12. Col. 5, line. 66 – col. 6, line. 2, Fig. 1. Third party integrator 80 in system 10 provides additional data for responding to queries from a mobile unit. The additional data is preferably received from other information providers, illustrated in Figure 1 as functional block 82. The additional data may be supplied from external sources to unit 12 via any known data communication network. Col. 9, lines. 47-55.

Each of the rejected claims recites a method for servicing requests generated by an individual for geographic information including the steps of receiving a request at a remote access server from a remote access device, wherein:

said request calls for said remote access server to obtain data from a base device owned, operated and/or controlled by the individual, and

said base device is operatively coupled for communication with said remote access server via a network.

None of the cited references, taken alone or in combination with each other, teaches or suggests these expressly claimed limitations.

*Musk, et al.* provides no teaching or suggestion that the user's request calls for the server to obtain data from a base device as recited that is operatively coupled for communication with the server via a network, as required by claims 4, 17, and 29. The Examiner has acknowledged this shortcoming in *Musk, et al.* See Office Action mailed June 10, 2003, p. 3.

Nor does *Behr, at al.* provide a teaching or suggestion of the above-cited limitations. *Behr, at al.* teaches that base unit 12 may obtain information from a functional block 82, which may be "on-line yellow pages information or traffic advisory information." (Col. 9, lines 47-48). However, there is no teaching or suggestion that a mobile unit's request to the server for geographic information *calls* for the server to obtain data from a base device as recited in the claims. Moreover, there is no teaching or suggestion of a server capable of accessing a base device which is owned, operated and/or controlled by the individual requesting the geographic information as recited in the claims.

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All claim limitations are significant, and must be given weight and effect vis-à-vis the patentability of the claims. *Application of Saether*, 492 F.2d 849, 852 (C.C.P.A. 1974). If even a single claim limitation is not taught or suggested by the prior art, then that claim cannot be obvious over the prior art. *Application of Glass*, 472 F.2d 1388, 1392 (C.C.P.A. 1973). Therefore, unless the Examiner is able to show where the above-cited limitations from independent Claims 4, 17 and 29 are found in the cited references, taken alone or in combination with each other, it is respectfully submitted that Claims 4, 17 and 29 must be considered patentable over the cited references.

Claims 5-16 and 37-39 depend ultimately from claim 4 and include all the limitations of claim 4 — making claims 5-16 and 37-39 patentable for at least the same reasons as set forth above for claim 4.

Claims 18-28 and 40-42 depend ultimately from claim 17 and include all the limitations of claim 17 — making claims 18-28 and 40-42 patentable for at least the same reasons as set forth above for claim 17.

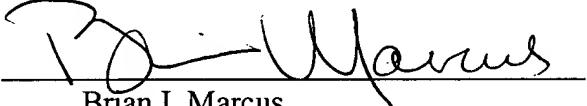
Claims 30-36 and 43-45 depend ultimately from claim 29 and include all the limitations of claim 29 — making claims 30-36 and 43-45 patentable for at least the same reasons as set forth above for claim 29.

In view of the above Amendments and Remarks, Applicant requests reconsideration of claims 4-45.

The Commissioner is authorized to charge any underpayment or credit any overpayment to Deposit Account No. 501826 for any matter in connection with this document, including any fee for extension of time, which may be requested.

Respectfully submitted,

Date: December 10, 2003

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